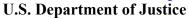
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United States Attorney Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

August 31, 2018

Via ECF

The Honorable Andrew L. Carter, Jr. United States District Judge Southern District of New York United State Courthouse 40 Foley Square, Courtroom 1306 New York, New York 10007

Re: United States v. Ali Sadr Hashemi Nejad, 18 Cr. 224 (ALC)

Dear Judge Carter:

The Government respectfully writes in response to the defendant's August 27, 2018 letter. Though we disagree with several of the defendant's assertions in that letter, we nevertheless, in an abundance of caution, consent to the proposed three-week hiatus to allow the defense to complete its review of potentially privileged materials. Specifically, the Government agrees that the prosecution team will refrain from reviewing or disseminating any discovery materials in this case for three weeks from today. However, the Court should allow the Government's taint team (which is principally comprised of lawyers and paralegals at the New York County District Attorney's Office) and information-technology staff continued access to all discovery materials so that they can further analyze the assertions in the defendant's letter and take any appropriate actions to address them. The Government proposes that the parties update the Court by letter on September 21, 2018, at which time the Government will be in a better position to respond to the allegations in the defendant's August 27 letter.

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In addition, while the Government will endeavor to produce in a different format certain discovery materials that the defendant asserts are not searchable, the Government respectfully submits that that issue should not affect the timing or duration of the requested hiatus in the Government's access to discovery. Rather, the parties and the Court can assess the need for any further pause in the Government's access to discovery materials once the three-week time period has elapsed and the issues have been further briefed.

Respectfully submitted,

GEOFFREY S. BERMAN United States Attorney

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Garrett Lynch Special Assistant United States Attorney

CC: Defense Counsel (via ECF)